

D. C. Form No. 100A Rev.

DATE	PROCEEDINGS
9-4-75	cc of Order Denying Dismissal of Action, Granting Transfer Pursuant to Rule 21(b), F.R. Crim. P. and Denying Transfer Pursuant to 18 USC Sect. 3237(b) and Rule 21(a) F.R. Crim. P., filed. v
9-4-75	cc of Indictment from the U.S. Dist. Court, Central Dist. of Calif., filed. v
9-4-75	cc of Criminal Docket Sheet from U.S. Dist. Court, C.D. of Calif., filed. v
9-8-75	Personal Recognizance Bond, Unsecured, of Deft. <u>Richard A. CANON</u>, in the amount of \$10,000.00, filed with conditions of release. v
9-8-75	Personal Recognizance Bond, Unsecured, of Deft. <u>Kent KLINEMAN</u> , in the amount of \$10,000.00, filed with conditions of release. v
9-8-75	Appearance Bond of Deft. <u>David C. DAVIES</u> in the amount of \$10,000.00, personal, filed with conditions of release. v
9-8-75	Appearance Bond of Deft. <u>Norman C. Cross, Jr.</u> , in the amount of \$10,000.00, personal, filed with conditions of release. v
9-8-75	Appearance Bond of Deft. <u>Elmer M. KUNKEL</u> in the amount of \$10,000.00, personal, filed with conditions of release. v

DATE	PROCEEDINGS
9-8-75	Appearance Bond of Deft. <u>Thomas A. LANDRITH, JR.</u> , in the amount of \$10,000.00, personal, filed with conditions of release. v
9-8-75	Appearance Bond of Deft. <u>John XXXX Lenoir</u> in the amount of \$10,000.00, personal, filed with conditions of release. XXXX Bond of Lenoir in advertently sent.
9-8-75	Appearance Bond of Deft. <u>Larry A. MARTIN</u> in the amount of \$10,000.00, non-surety, fld. v
9-8-75	Appearance Bond of Deft. <u>Frank E. SIMS</u> in the amount of \$10,000.00, personal, filed with conditions of release. v
9-8-75	Appearance Bond of Deft. <u>Herbert R. SMITH</u> in the amount of \$10,000.00, personal, filed with conditions of release. v
9-11-75	Case called for arraignment. Defts' present & represented by counsel. Govt. represented. Arraignment of defts' not held. Informal hearing held in conference room. Mr. Lester Klaus admitted for purpose of this case only to represent Mr. Trippet.(AEB-J)b
9-18-75	Appearance Bond of Deft. Trippet in amount of \$75,000.00, cash, rec'd. and filed with conditions of release. (MLB-Mag.)v
10-10-75	Motion to remand or retransfer cause to the Central District of Calif., filed by U. S. Atty.
10-10-75	Brief in support of motion, filed. b
10-10-75	MO: Ordered by the Court that Defts' file a responsive brief within five (5) days to the Govts motion to remand or retransfer.(AEB-J)b lts mld
10-10-75	Response of the Deft. <u>Elmer M. Kunkel</u> , filed. mm
10-10-75	Brief in Support of Response of Deft. Elmer M. Kunkel, filed. mm
10-14-75	MO: Case is set for hearing re motion of U.S. Atty. to retransfer on 10-16-75 at 10:30 a.m. (AEB-J)k cps mld
10-15-75	Response of Deft. <u>Larry Martin</u> , filed.jj
10-15-75	Deft. <u>Landrith</u> 's responsive brief to pltf's mot. to remand or retransfer, filed.k
10-15-75	Response of Frank E. <u>Sims</u> to Pltf.'s mot. to transfer, filed. v
10-15-75	Deft. Frank E. Sims' Brief in response to Pltf.'s mot., filed. v
10-15-75	Response by the Deft., <u>Norman C. Cross, Jr.</u> to Govt.'s Mot. to Remand or Retransfer to the Central Dist. of Calif., filed. v
10-15-75	Defendant Robert S. <u>Trippet</u> Answer, Brief & Exhibits 1 through 22 to Government's Motion for Retransfer, filed. mm (With Affidavit of Counsel Lester A. Klaus Supporting Opposition to Retransfer.) <i>original ask to make</i>
10-15-75	Adoption of Brief of Robert S. Trippet by H. L. <u>Fitzgerald</u> , filed. mm <i>original ask to make</i>
10-15-75	Response of Deft. <u>H.R. Smith</u> , filed, with brief in support. v
10-15-75	Response of Deft. <u>David C. Davies</u> ,filed, with brief in support. v
10-16-75	Case called for hearing on Govt's motion to retransfer. All Defts' present except Klineman. All Defts represented. Govt. represented. Govt. makes statement & requests to w/draw motion to retransfer upon direction from Justice Dept. Leave granted. Motion w/drawn. Mr. Klaus makes statement re retransfer. Mr. Crawford makes statement, & moves

Continued

D. C. 109A
CRIMINAL DOCKET

	DEFENDANT	SURETY	COUNSEL
In Los Angeles: The Case No. is CR 75-234-ALS (CR 74-1815-ALS) Clerk 213-688-3646 U.S. Atty. 213-688-2437 Steve Wilson Chris Tarin, Dep.	Richard A. Ganong 2307 Myrtle St. Bakersfield, Calif. 805-325-4190 805-327-2527	Seymour Gleanzer 1735 N.Y. Ave. N.W. Washington, D.C. 20006 202-785-9700	David N. Ellenhorn 1345 Ave. of Americas N. Y., N.Y. 10018 212-765-6000
	Kent Klineman 1175 Park Avenue Apartment #7-A New York, N.Y. 10028		Roger Scott 4th Nat'l Bldg. Tulsa, Ok. 583-1366✓
	David C. Davies 2653 So. Birmingham Pl. Tulsa, OK 74114 Res.: 743-4911 Off.: 584-0316		James O. Ellison 914 World Bldg. Tulsa, Ok. 74103 587-0005✓
	Norman C. CROSS, Jr. 6023 East 53rd St. Tulsa, OK 74135 Res.: 627-2181 Off.: 587-3317		B. Hayden Crawford 1414 1st Nat'l Bldg. Tulsa, Ok 74102 587-1128✓
	Elmer M. KUNKEL 1619 East 62nd St. Tulsa, OK 74105 747-6703		Joseph Roberts 4th Nat'l Bldg. Tulsa, Ok 74119 582-1173✓
	Thomas A. Landrith, Jr. 2632 East 57th Place Tulsa, OK 74105 747-6210		Pro se
	John T. Kunkel 3815 South Main Street Tulsa, Oklahoma 74103 918-743-1027		
	Larry A. Martin 13414 Kimberley Lane Houston, Texas 77024 -461-4977		Ainslie Perrault, Jr. (Ret.) Perrault & Perrault Philtower Bldg., Tulsa 74103 918-582-1717✓
	Frank E. Sims 5721 South Gary Place Tulsa, OK 74135 918-743-1229		Irvine Ungerman 625 Wright Bldg. Tulsa, Ok 74103 584-6101✓
	Herbert R. Smith 4905 South Maplewood Tulsa, OK 74135 918-627-4929		Wm. Power, Sr. Frank Turner 4th Nat'l Bldg. Tulsa, Ok 587-0141✓

DEFENDANT	SURETY	COUNSEL
Robert S. Trippet 1st Nat'l Bk. Bldg. Tulsa, Ok. 74103 918-587-3194 Hme: 1724 E. 29th St. Tulsa, OK 74114 918-742-7634	-----	Jim Lang 411 Thurston Nat'l Bldg. Tulsa, Ok 74103 (583-3145 ✓ & Lester Klaus 2000 Classen Center, 714 N. Bldg. Okla. City, Ok 73106 405-528-7007 ✓
✓ Harry L. Fitzgerald 5224 S. Lewis Apt. 2047 Tulsa, Ok. 74105 749-0183(unlisted)	-----	George Owens 1606 1st Nat'l Bldg. Tulsa, Ok. 74103 587-0021 ✓

D. C. 109A

CRIMINAL DOCKET

DATE	PROCEEDINGS
10-16-Cont'd	for dismissal of case by Court if no other Judge is made available to help carry load. Mr. Ungerman makes statement & file affidavit of Mr. Sims. Mr. Scott states Calif. Court has denied Mr. Klineman's motion. Mr. Ellison adopts statements made by other counsel. Mr. Perrault makes statement & requests immediate arraignment. Court states that if it retains jurisdiction Defts' must agree that (1) the S.T.A does not apply, that Court would not entertain motions under amendment 6 for speedy trial; (2) 3 days a week would be maximum for trying case if no help is provided; (3) The earliest date trial would begin would be 7 to 8 months. Mr. Klaus & Mr. Ungerman stipulate to facts stated by Court & agree w/ Crawford's statement as to dismissal. Mr. Perrault's & Mr. Ungerman's clients are allowed by Court to be excused from any hearing that might be held later this date or Friday, 10-17-75. Court takes matter under advisement and will announce decision later this date or following day. Mr. Ungerman reports back to Court later that all parties except Mr. Perrault have agreed & stipulate to Court's requirements. (AEB-J)b
10-17-75	MO: Case set for Court's decision on 10-17-75, at 4:00 P.M. (AEB-J)b Parties notified by phone
10-16-75	Affidavit of Frank E. Sims, filed. b
10-17-75	MO: Case stricken from docket on 10-17-75. Court to enter Order this date. (AEB-J)b notified by phone
10-17-75	Stipulation of parties, filed. v
10-17-75	Order, filed and entered, that Defendants be and they are hereby retransferred to the Central District of CA for prosecution of cause w/out bifurcation. (AEB-J)k <i>ops hand delivered + mtd.</i>
10-23-75	Order, filed, that the bond deposit in amt. of \$75,000 be returned to Clerk of Court in USDC for Central Dist. of Calif. (AEB-J)hm (copy mailed to Clk-Cent. Dist. of Calif.)
10-28-75	Transcript of proceedings had on 10/16/75 (orig. & 3 copies), filed. (L. Marks-CR)rm
10-28	Receipt from L.A. saying transcript rec'd in L.A. in 10-24-75, fld. v
1-26-76	Mot. of the Deft., David C. Davies, To Dismiss the indictment under the sixth amendment to the constitution of the U. S., filed. t
2-2-76	Order, filed, directing Clerk of Northern District to forward motion of def. Davies to dismiss indictment to Central District of Calif. for consideration and disposition. (AEB-J)rm - certified copy to Clerk of D.C. in Calif. w/orig. motion; and to Nate Graham, Jim Ellison and to Wm. Hawes, Asst. U. S. Atty.
2-2	Conference held w/ Justice Dept. Attys., Mr. Hawes & Mr. Mabe. (AEB-J)b
2-23	Defts' memorandum and motion to reverse re-transfer order, filed. hm
3-18	C.C. of Mandate of USCA, filed and spread of record, that the Order of this Court entered 10/17/75, re-transferring this cause to C. D. of Calif. is vacated; that the appeals are remanded with directions to dismiss them as moot after District Court enters its Order dismissing this cause. rm

(CONTINUED)

DATE	PROCEEDINGS
3-19-76	Order for dismissal, filed and entered, that the Indictment herein is dismissed against defs., Robert S. Trippet, Frank E. Sims, Norman C. Cross, Jr., David C. Davies, Harry L. Fitzgerald, Elmer M. Kunkel and Kent Klineman. (AEB-J)rm - copies mailed to all counsel
3-19-76	Order, filed and entered, dismissing the application for Writ of Mandamus, Prohibition and Other Relief in appellate case numbers 75-1770 and 75-1771, as moot. (AEB-J)rm - copies mailed to all counsel
3-29	Reporter's transcript of proceedings had on 10-16-75, an excerpt, filed. (Larry Marks-R)ph <i>copy to</i>
4-28	Reporter's Transcript of proceedings had on 9-11-75, (arraignment), filed. b